

House File 2289

S-5063

Amend House File 2289, as amended, passed, and reprinted by the House, as follows:

1. By striking everything after the enacting clause and inserting:

<Section 1. Section 716.7, subsection 2, paragraph a, subparagraph (3), Code 2014, is amended to read as follows:

(3) Entering upon or in property for the purpose or with the effect of unduly interfering with the lawful use of the property by others, including interference using visual, auditory, or photographic means that intrudes upon legitimate privacy interests in, on, or around private property that is not normally open to the public or in, on, or around property to which the public is not typically invited.

Sec. 2. Section 716.7, subsection 2, paragraph a, Code 2014, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (7) Using an unmanned aerial vehicle or other technology in order to observe a person without consent or authorization for the purpose of unduly invading the privacy of the person under circumstances in which a reasonable person would not expect to be observed.

Sec. 3. NEW SECTION. 808.15 Unmanned aerial vehicle — information — admissibility.

Information obtained as a result of the use of an unmanned aerial vehicle is admissible as evidence in a criminal or civil proceeding, if the information is obtained pursuant to the authority of a search warrant, or is otherwise admissible if the information is obtained in a manner that is consistent with state and federal constitutional law.

Sec. 4. UNMANNED AERIAL VEHICLE — USE — PROHIBITION — REPORT.

1. Except as otherwise provided, a state agency or an agency of a political subdivision of this state shall not use an unmanned aircraft system before July 1, 2015, except in an emergency situation. An unmanned aerial vehicle used pursuant to this subsection shall not be weaponized.

2. This section does not apply to the national guard while engaged in the official capacity of the national guard, or to a public or private Iowa postsecondary educational institution or research organization authorized by the federal government to use an unmanned aerial vehicle for research purposes.

3. The department of public safety, in consultation with the attorney general, state and local agencies, and other interested organizations, shall develop model

1 guidelines for the use of unmanned aerial vehicles  
2 by law enforcement agencies, and shall report such  
3 guidelines to the general assembly no later than  
4 December 31, 2014.>  
5 2. Title page, line 1, after <to> by inserting  
6 <trespassing and>

---

COMMITTEE ON JUDICIARY  
ROBERT M. HOGG, CHAIRPERSON